

Docket No.: 043890-0932

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of : Customer Number: 53080
Yoshiyuki MURAOKA, et al. : Confirmation Number: 5740
Application No.: 10/586,602 : Group Art Unit: 1795
Filed: July 20, 2006 : Examiner: Adam A. ARCIERO
For: NONAQUEOUS ELECTROLYTE SECONDARY BATTERY

TRANSMITTAL OF APPEAL BRIEF

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith is Appellant's Appeal Brief in support of the Notice of Appeal filed January 28, 2010, wherein the time period for filing an Appeal Brief is set to expire on March 29, 2010. Please charge the Appeal Brief fee of \$540.00 to Deposit Account 500417.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due under 37 C.F.R. 1.17 and 41.20, and in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



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**Please recognize our Customer No. 53080
as our correspondence address.**